# **HOUSE BILL No. 1215**

### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-29; IC 16-18-2-143; IC 16-21-10; IC 33-37.

**Synopsis:** Trauma care hospital fund. Creates the trauma care hospital fund to be administered by the state department of health to assist in funding a trauma care system in Indiana. Includes funds from additional court fees for certain motor vehicle violations, registration fees, and driver's license fees. (The introduced version of this bill was prepared by the health finance commission.)

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Effective: July 1, 2009.

## **Brown C**

January 12, 2009, read first time and referred to Committee on Ways and Means.



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#### First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in this style type, and deletions will appear in this style type.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or *this style type* reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

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## HOUSE BILL No. 1215

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:



SECTION 1. IC 9-29-5-0.7 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 0.7. (a) This section applies after December 31, 2009.** 

- (b) In addition to the fees to be collected for the registration of a vehicle as set forth in sections 1, 2, 3, 5, 7, 8, 9, 10, 18, 28, 30, and 31 of this chapter, the bureau shall collect an additional fee of one dollar (\$1) at the time of the registration.
- (c) The fee collected under subsection (b) shall be deposited into the trauma care hospital fund under IC 16-21-10.

SECTION 2. IC 9-29-5-1, AS AMENDED BY P.L.97-2008, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. (a) Until January 1, 2010, the annual registration fee for a passenger motor vehicle is twelve dollars and thirty cents (\$12.30), including after December 31, 2008, the fee set forth in section 0.5(b) of this chapter.

(b) Beginning January 1, 2010, the annual registration fee for a passenger motor vehicle is thirteen dollars and thirty cents



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	(\$13.30), including the fees set forth in sections 0.5(b) and 0.7(b) of
2	this chapter.
3	SECTION 3. IC 9-29-5-2, AS AMENDED BY P.L.97-2008,
ļ	SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5	JULY 1, 2009]: Sec. 2. (a) This subsection expires December 31, 2008.
5	The fee for the registration of a motorcycle is twenty-seven dollars
,	(\$27). The revenue from this fee shall be allocated as follows:
	(1) Seven dollars (\$7) to the motorcycle operator safety education
)	fund established by IC 20-30-13-11.
	(2) An amount prescribed as a license branch service charge
	under IC 9-29-3.
	(3) Ten dollars (\$10) to the spinal cord and brain injury fund
	established by IC 16-41-42.2-3.
	(4) The balance to the state general fund for credit to the motor
	vehicle highway account.
	(b) (a) This subsection applies after December 31, 2008, and
	expires December 31, 2009. The fee for the registration of a
	motorcycle is seventeen dollars and thirty cents (\$17.30). The revenue
	from this fee shall be allocated as follows:
	(1) Seven dollars (\$7) to the motorcycle operator safety education
	fund established by IC 20-30-13-11.
	(2) An amount prescribed as a license branch service charge
	under IC 9-29-3.
	(3) Thirty cents (\$0.30) to the spinal cord and brain injury fund
	under IC 16-41-42.2-3, as provided under section 0.5 of this
	chapter.
	(4) The balance to the state general fund for credit to the motor
	vehicle highway account.
	(b) This subsection applies after December 31, 2009. The fee for
	the registration of a motorcycle is eighteen dollars and thirty cents
	(\$18.30). The revenue from this fee shall be allocated as follows:
	(1) Seven dollars (\$7) to the motorcycle operator safety
	education fund established by IC 20-30-13-11.
	(2) An amount prescribed as a license branch service charge
	under IC 9-29-3.
	(3) Thirty cents (\$0.30) to the spinal cord and brain injury
	fund under IC 16-41-42.2-3, as provided under section 0.5 of
	this chapter.
	(4) One dollar (\$1) to the trauma care hospital fund under
	IC 16-21-10, as provided in section 0.7 of this chapter.
	(5) The balance to the state general fund for credit to the
	motor vehicle highway account.



1	SECTION 4. IC 9-29-5-3, AS AMENDED BY P.L.97-2008,	
2	SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE	
3	JULY 1, 2009]: Sec. 3. (a) Except as otherwise provided in this	
4	chapter, the annual registration fee for:	
5	(1) a truck subject to registration under IC 9-18; and	
6	(2) a tractor not used with a semitrailer, a traction engine, or other	
7	similar vehicle used for hauling purposes;	
8	is as follows:	
9	Declared Gross Weight (Pounds) Fee	
10	Greater than Equal to or less than	
11	0 \$ 20	
12	7,000 9,000 40	
13	9,000 10,000 70	
14	10,000 11,000 75	
15	11,000 16,000 135	_
16	16,000 20,000 175	
17	20,000	U
18	23,000 26,000 235	
19	26,000	
20	30,000 36,000 413	
21	36,000 42,000 506	
22	42,000 48,000 627	
23	48,000 54,000 730	
24	54,000 60,000 810	_
25	60,000 66,000 858	
26	66,000 956	
27	(b) In addition to the annual registration fee set forth in subsection	
28	(a), an additional registration fee of:	y
29	(1) thirty cents (\$0.30) shall be collected after December 31,	
30	2008, for a truck greater than zero (0) pounds declared gross	
31	weight but equal to or less than ten thousand (10,000) pounds	
32	declared gross weight; and	
33	(2) one dollar (\$1) shall be collected after December 31, 2009,	
34	as set forth in section 0.7(b) of this chapter.	
35	SECTION 5. IC 9-29-5-5 IS AMENDED TO READ AS FOLLOWS	
36	[EFFECTIVE JULY 1, 2009]: Sec. 5. (a) Except as otherwise provided	
37	in this chapter, the annual registration fee for a tractor used with a	
38	semitrailer is as follows, based on the declared gross weight of the	
39	tractor semitrailer combination:	
40	Declared Gross Weight (Pounds) Fee	
41	Greater than Equal to or less than	
42	0 \$ 170	



1	20,000 26,000 310
2	26,000 30,000 390
3	30,000 36,000 495
4	36,000 42,000 545
5	42,000
6	48,000 54,000 715
7	54,000 60,000 800
8	60,000 66,000 865
9	66,000 72,000 975
10	72,000 74,000 1,050
11	74,000 76,000 1,165
12	76,000 78,000 1,240
13	78,000
14	(b) In addition to the annual registration fee set forth in
15	subsection (a), an additional registration fee of one dollar (\$1) shall
16	be collected after December 31, 2009, as set forth in section 0.7(b)
17	of this chapter.
18	SECTION 6. IC 9-29-5-8 IS AMENDED TO READ AS FOLLOWS
19	[EFFECTIVE JULY 1, 2009]: Sec. 8. Until January 1, 2010, the
20	annual registration fee for a school bus is twenty dollars (\$20).
21	(b) Beginning January 1, 2010, the annual registration fee for a
22	school bus is twenty-one dollars (\$21), including the additional
23	registration fee set forth in section 0.7 of this chapter.
24	SECTION 7. IC 9-29-5-9 IS AMENDED TO READ AS FOLLOWS
25	[EFFECTIVE JULY 1, 2009]: Sec. 9. (a) As used in this section,
26	"church bus" means a bus that is:
27	(1) owned and operated by a religious or nonprofit youth
28	organization; and
29	(2) used to transport persons to religious services or used for the
30	benefit of the members of the religious or nonprofit youth
31	organization.
32	(b) Until January 1, 2010, the annual registration fee for a church
33	bus is twenty dollars (\$20).
34	(c) Beginning January 1, 2010, the annual registration fee for a
35	church bus is twenty-one dollars (\$21), including the additional
36	registration fee set forth in section 0.7 of this chapter.
37	SECTION 8. IC 9-29-5-10 IS AMENDED TO READ AS
38	FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 10. (a) As used in this
39	section, "other bus" means a bus that is not a church bus, an intercity
40	bus, an intracity bus, or a school bus.
41	(b) Until January 1, 2010, the annual registration fee for any other



bus is thirty dollars (\$30).

1	(c) Beginning January 1, 2010, the annual registration fee for
2	any other bus is thirty-one dollars (\$31), including the additional
3	registration fee set forth in section 0.7 of this chapter.
4	SECTION 9. IC 9-29-5-18 IS AMENDED TO READ AS
5	FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 18. (a) Until January
6	1, 2010, the fee for a recreational vehicle is twenty dollars (\$20).
7	(b) Beginning January 1, 2010, the fee for a recreational vehicle
8	is twenty-one dollars (\$21), including the additional registration fee
9	set forth in section 0.7 of this chapter.
10	SECTION 10. IC 9-29-5-28, AS AMENDED BY P.L.79-2006,
11	SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12	JULY 1, 2009]: Sec. 28. (a) Until January 1, 2010, and except as
13	provided in <del>IC 9-29-12-2.5(e)</del> <b>IC 9-18-12-2.5(e)</b> and section 32.5 of
14	this chapter, the registration fee for an antique motor vehicle under
15	IC 9-18-12 is twelve dollars (\$12).
16	(b) Beginning January 1, 2010, and except as provided in
17	IC 9-18-12-2.5(e) and section 32.5 of this chapter, the registration
18	fee for an antique motor vehicle under IC 9-18-12 is thirteen
19	dollars (\$13) and includes the additional registration fee set forth
20	in section 0.7 of this chapter.
21	SECTION 11. IC 9-29-5-30 IS AMENDED TO READ AS
22	FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 30. (a) Until January
23	1, 2010, the registration fee for a recovery vehicle under IC 9-18-13 is
24	as follows:
25	(1) Class A recovery vehicle, five hundred dollars (\$500).
26	(2) Class B recovery vehicle, seventy-five dollars (\$75).
27	(b) Beginning January 1, 2010, the registration fee for a
28	recovery vehicle under IC 9-18-13 is as follows:
29	(1) Class A recovery vehicle, five hundred one dollars (\$501).
30	(2) Class B recovery vehicle, seventy-six dollars (\$76).
31	The fees specified in this subsection include the additional
32	registration fee set forth in section 0.7 of this chapter.
33	(b) (c) A vehicle registered under IC 9-18-13 is not subject to any
34	other registration fee under IC 9-18. However, a vehicle registered
35	under IC 9-18-13 is subject to a tax or service charge imposed on a
36	vehicle registered under this title.
37	SECTION 12. IC 9-29-5-31 IS AMENDED TO READ AS
38	FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 31. (a) Until January
39	<b>1, 2010,</b> the registration fee for a military vehicle under IC 9-18-14 is
40	twelve dollars (\$12). <b>Beginning January 1, 2010, the registration fee</b>
41	for a military vehicle under IC 9-18-14 is thirteen dollars (\$13),

and includes the additional registration fee set forth in section 0.7



1	of this chapter.
2	(b) The bureau shall collect the fee in subsection (a) in addition to
3	any excise tax imposed under IC 6-6-5.
4	SECTION 13. IC 9-29-9-0.5 IS ADDED TO THE INDIANA CODE
5	AS A <b>NEW</b> SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
6	1, 2009]: Sec. 0.5. (a) In addition to the fees to be collected for a
7	license under sections 2, 4, 5, 6, 7, 8, and 9 of this chapter, the
8	bureau shall collect an additional license fee of one dollar (\$1) per
9	year at the time the license is issued.
10	(b) The fee collected under subsection (a) shall be deposited into
11	the trauma care hospital fund under IC 16-21-10.
12	SECTION 14. IC 9-29-9-2, AS AMENDED BY P.L.156-2006,
13	SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14	JULY 1, 2009]: Sec. 2. (a) The fee for an operator's license issued
15	under IC 9-24-3 or renewed under IC 9-24-12 to an individual who is:
16	(1) less than seventy-five (75) years of age is nine fifteen dollars
17	<del>(\$9); and</del> (\$15);
18	(2) at least seventy-five (75) years of age but less than
19	eighty-five (85) years of age is six nine dollars (\$6). (\$9); and
20	(3) at least eighty-five (85) years of age is eight dollars (\$8).
21	(b) After June 30, 2006, the fee for a probationary license issued
22	under IC 9-24-11-3(d) is six eleven dollars (\$6). (\$11).
23	(c) The fees specified in subsections (a) and (b) include the
24	additional fee required by section 0.5 of this chapter.
25	SECTION 15. IC 9-29-9-4, AS AMENDED BY P.L.1-2007,
26	SECTION 89, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
27	JULY 1, 2009]: Sec. 4. (a) The fee for a chauffeur's license issued
28	under IC 9-24-4 or renewed under IC 9-24-12 to an individual who is:
29	(1) at least eighty-five (85) years of age is ten dollars (\$10);
30	(2) at least seventy-five (75) years of age but less than
31	eighty-five years of age is eight eleven dollars (\$8); and (\$11);
32	and
33	(2) (3) less than seventy-five (75) years of age is twelve eighteen
34	dollars <del>(\$12).</del> <b>(\$18).</b>
35	(b) The fees specified in subsection (a) include the additional fee
36	required by section 0.5 of this chapter.
37	SECTION 16. IC 9-29-9-5, AS AMENDED BY P.L.206-2007,
38	SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
39	JULY 1, 2009]: Sec. 5. (a) The fee for a public passenger chauffeur's
40	license issued under IC 9-24-5 is eight twelve dollars (\$8). (\$12).
41	(b) The fee specified in subsection (a) includes the additional fee



required by section 0.5 of this chapter.

1	SECTION 17. IC 9-29-9-6, AS AMENDED BY P.L.1-2007,
2	SECTION 90, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3	JULY 1, 2009]: Sec. 6. (a) The fee for a motorcycle operator's license
4	issued under IC 9-24-8 or renewed under IC 9-24-12 to an individual
5	who is:
6	(1) at least eighty-five (85) years of age is eight dollars (\$8);
7	(2) at least seventy-five (75) years of age but less than
8	eighty-five (85) years of age is six nine dollars (\$6); (\$9); and
9	(2) (3) less than seventy-five (75) years of age is nine fifteen
10	dollars <del>(\$9).</del> ( <b>\$15).</b>
11	(b) The fees specified in subsection (a) include the additional fee
12	required by section 0.5 of this chapter.
13	SECTION 18. IC 9-29-9-7, AS AMENDED BY P.L.1-2007,
14	SECTION 91, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
15	JULY 1, 2009]: Sec. 7. (a) The fee for validation of a motorcycle
16	operator endorsement under IC 9-24-8-4 and IC 9-24-12-7(c) of an
17	operator's license issued to an individual who is:
18	(1) at least eighty-five (85) years of age is five dollars (\$5);
19	(2) at least seventy-five (75) years of age but less than
20	eighty-five (85) years of age is three six dollars (\$3); (\$6); and
21	(2) less than seventy-five (75) years of age is four ten dollars and
22	fifty cents (\$4.50). (\$10.50).
23	(b) The fees specified in subsection (a) include the additional fee
24	required by section 0.5 of this chapter.
25	SECTION 19. IC 9-29-9-8, AS AMENDED BY P.L.1-2007,
26	SECTION 92, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
27	JULY 1, 2009]: Sec. 8. (a) The fee for validation of a motorcycle
28	operator endorsement under IC 9-24-8-4 and IC 9-24-12-7(c) of a
29	chauffeur's license issued to an individual who is:
30	(1) at least eighty-five (85) years of age is five dollars (\$5);
31	(2) at least seventy-five (75) years of age but less than
32	eighty-five (85) years of age is three six dollars (\$3); (\$6); and
33	(2) (3) less than seventy-five (75) years of age is four ten dollars
34	and fifty cents (\$4.50). (\$10.50).
35	(b) The fees specified in subsection (a) include the additional fee
36	required by section 0.5 of this chapter.
37	SECTION 20. IC 9-29-9-9 IS AMENDED TO READ AS
38	FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 9. (a) The fee for a
39	motorcycle operator endorsement of a public passenger chauffeur's
40	license is one dollar five dollars and fifty cents (\$1.50). (\$5.50).
41	(b) The fee specified in subsection (a) includes the additional fee



required by section 0.5 of this chapter.

1	SECTION 21. IC 16-18-2-143, AS AMENDED BY P.L.102-2008,	
2	SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE	
3	JULY 1, 2009]: Sec. 143. (a) "Fund", for purposes of IC 16-21-10,	
4	has the meaning set forth in IC 16-21-10-1.	
5	(a) (b) "Fund", for purposes of IC 16-26-2, has the meaning set forth	
6	in IC 16-26-2-2.	
7	(b) (c) "Fund", for purposes of IC 16-31-8.5, has the meaning set	
8	forth in IC 16-31-8.5-2.	
9	(c) (d) "Fund", for purposes of IC 16-41-39.4, refers to the	
10	childhood lead poisoning prevention fund established by	
11	IC 16-41-39.4-3.1.	
12	(d) (e) "Fund", for purposes of IC 16-46-5, has the meaning set forth	
13	in IC 16-46-5-3.	
14	(e) (f) "Fund", for purposes of IC 16-46-12, has the meaning set	
15	forth in IC 16-46-12-1.	
16	(f) (g) "Fund", for purposes of IC 16-41-42.2, has the meaning set	
17	forth in IC 16-41-42.2-2.	,
18	SECTION 22. IC 16-21-10 IS ADDED TO THE INDIANA CODE	
19	AS A <b>NEW</b> CHAPTER TO READ AS FOLLOWS [EFFECTIVE	
20	JULY 1, 2009]:	
21	Chapter 10. Trauma Care Hospital Fund	
22	Sec. 1. As used in this chapter, "fund" refers to the trauma care	
23	hospital fund established by section 2 of this chapter.	
24	Sec. 2. (a) The trauma care hospital fund is established to assist	
25	in funding a trauma care system to prevent injuries, save lives, and	
26	improve the care and outcome of individuals injured in Indiana.	
27	(b) The fund shall be administered by the state department.	,
28	(c) The fund consists of:	
29	(1) appropriations;	
30	(2) gifts and bequests;	
31	(3) fees deposited in the fund under:	
32	(A) IC 9-29-5-0.7;	
33	(B) IC 9-29-9-0.5; and	
34 35	(C) IC 33-37-7-2; and (4) grants received from the federal government or private	
36	sources.	
30 37	(d) The expenses of administering the fund shall be paid from	
38	money in the fund.	
39	(e) The treasurer of state shall invest the money in the fund not	
40	currently needed to meet the obligations of the fund in the same	
41	manner as other public money may be invested.	
42	(f) Money in the fund at the end of the state fiscal year does not	
	(1) 1.25Hey in the rand at the end of the state listent year does not	



1	revert to the state general fund.
2	Sec. 3. The fund is to be used to establish and maintain an
3	appropriate level of trauma care access in Indiana.
4	Sec. 4. (a) The state department shall make quarterly payments
5	from the fund to a hospital with a Level 1 or a Level 2 trauma care
6	center. The state department shall determine the amount to be paid
7	to a trauma care center hospital described in this section, factoring
8	in the following:
9	(1) Whether the hospital is designated as a Level 1 or a Level
10	2 trauma care center.
11	(2) The number of trauma care patients provided care by the
12	trauma care center in the previous quarter.
13	(b) The state department may determine whether to make a
14	payment from the fund to a hospital that is attempting to obtain
15	Level 1 or Level 2 trauma care center designation based on
16	whether there is an unmet trauma care need in the area of Indiana
17	where the hospital is located.
18	Sec. 5. The state department shall adopt rules under IC 4-22-2
19	to implement this chapter.
20	SECTION 23. IC 33-37-4-2, AS AMENDED BY P.L.176-2005,
21	SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22	JULY 1, 2009]: Sec. 2. (a) Except as provided in subsections (d) and
23	(e), for each action that results in a judgment:
24	(1) for a violation constituting an infraction; or
25	(2) for a violation of an ordinance of a municipal corporation (as
26	defined in IC 36-1-2-10);
27	the clerk shall collect from the defendant an infraction or ordinance
28	violation costs fee of seventy dollars (\$70).
29	(b) In addition to the infraction or ordinance violation costs fee
30	collected under this section, the clerk shall collect from the defendant
31	the following fees, if they are required under IC 33-37-5:
32	(1) A document fee (IC 33-37-5-1, IC 33-37-5-3, or
33	IC 33-37-5-4).
34	(2) An alcohol and drug services program user fee
35	(IC 33-37-5-8(b)).
36	(3) A law enforcement continuing education program fee
37	(IC 33-37-5-8(c)).
38	(4) An alcohol and drug countermeasures fee (IC 33-37-5-10).
39	(5) A highway work zone fee (IC 33-37-5-14).
40	(6) A deferred prosecution fee (IC 33-37-5-17).
41	(7) A jury fee (IC 33-37-5-19).
42	(8) A document storage fee (IC 33-37-5-20).



1	(9) An automated record keeping fee (IC 33-37-5-21).
2	(10) A late payment fee (IC 33-37-5-22).
3	(11) A public defense administration fee (IC 33-37-5-21.2).
4	(12) A judicial insurance adjustment fee (IC 33-37-5-25).
5	(13) A judicial salaries fee (IC 33-37-5-26).
6	(14) A court administration fee (IC 33-37-5-27).
7	(15) A DNA sample processing fee (IC 33-37-5-26.2).
8	(16) A speeding violation fee (IC 33-37-5-30).
9	(17) A passenger restraint violation fee (IC 33-37-5-31).
10	(18) A driving while a license is suspended fee (IC 33-27-5-32).
11	(19) An operating while intoxicated and endangering a person
12	fee (IC 33-37-5-33).
13	(20) A disregard for stop sign fee (IC 33-37-5-34).
14	(21) A disregard of traffic signal fee (IC 33-37-5-35).
15	(22) An operating while intoxicated fee (IC 33-37-5-36).
16	(23) A child restraint violation fee (IC 33-37-5-37).
17	(24) A disregard of traffic control device fee (IC 33-37-5-38).
18	(25) A prior operating while intoxicated fee (IC 33-37-5-39).
19	(26) A following too closely fee (IC 33-37-5-40).
20	(27) A reckless driving fee (IC 33-37-5-41).
21	(28) An unsafe lane movement fee (IC 33-37-5-42).
22	(29) A yield sign violation fee (IC 33-37-5-43).
23	(30) An improper turn at intersection fee (IC 33-37-5-44).
24	(31) A driving left of center fee (IC 33-37-5-45).
25	(32) An offense relating to controlled substances while using
26	a motor vehicle fee (IC 33-37-5-46).
27	(33) A passing in a no passing zone fee (IC 33-37-5-47).
28	(34) A driving on the wrong side of the road fee
29	(IC 33-37-5-48).
30	(35) A driving the wrong way on a one-way road fee
31	(IC 33-37-5-49).
32	(36) An improper passing fee (IC 33-37-5-50).
33	(37) An open container fee (IC 33-37-5-51).
34	(38) An improper passing to the left of the center line fee
35	(IC 33-37-5-52).
36	(39) An operating a vehicle with a controlled substance fee
37	(IC 33-37-5-53).
38	(40) An operating a vehicle while intoxicated resulting in
39	injury fee (IC 33-37-5-54).
40	(41) A failure to stop at an accident fee (IC 33-37-5-55).
41	(42) A zero (0) tolerance for individuals less than twenty-one
42	(21) years of age who drive under the influence fee



1	(IC 33-37-5-56).
2	(c) The clerk shall transfer to the county auditor or fiscal officer of
3	the municipal corporation the following fees, not later than thirty (30)
4	days after the fees are collected:
5	(1) The alcohol and drug services program user fee
6	(IC 33-37-5-8(b)).
7	(2) The law enforcement continuing education program fee
8	(IC 33-37-5-8(c)).
9	(3) The deferral program fee (subsection (e)).
0	The auditor or fiscal officer shall deposit the fees in the user fee fund
1	established under IC 33-37-8.
2	(d) The defendant is not liable for any ordinance violation costs fee
3	in an action if all the following apply:
4	(1) The defendant was charged with an ordinance violation
5	subject to IC 33-36.
6	(2) The defendant denied the violation under IC 33-36-3.
7	(3) Proceedings in court against the defendant were initiated
8	under IC 34-28-5 (or IC 34-4-32 before its repeal).
9	(4) The defendant was tried and the court entered judgment for
0	the defendant for the violation.
1	(e) Instead of the infraction or ordinance violation costs fee
2	prescribed by subsection (a), the clerk shall collect a deferral program
3	fee if an agreement between a prosecuting attorney or an attorney for
4	a municipal corporation and the person charged with a violation
5	entered into under IC 34-28-5-1 (or IC 34-4-32-1 before its repeal)
6	requires payment of those fees by the person charged with the
7	violation. The deferral program fee is:
8	(1) an initial user's fee not to exceed fifty-two dollars (\$52); and
9	(2) a monthly user's fee not to exceed ten dollars (\$10) for each
0	month the person remains in the deferral program.
1	(f) The fees prescribed by this section are costs for purposes of
2	IC 34-28-5-5 and may be collected from a defendant against whom
3	judgment is entered. Any penalty assessed is in addition to costs.
4	SECTION 24. IC 33-37-5-30 IS ADDED TO THE INDIANA
5	CODE AS A NEW SECTION TO READ AS FOLLOWS
6	[EFFECTIVE JULY 1, 2009]: Sec. 30. (a) This section applies to
7	infractions committed under IC 9-21-5.
8	(b) The clerk shall collect a speeding violation fee of eighteen
9	dollars (\$18) for each infraction committed under IC 9-21-5.
0	SECTION 25. IC 33-37-5-31 IS ADDED TO THE INDIANA
1	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS

[EFFECTIVE JULY 1, 2009]: Sec. 31. (a) This section applies to



I	infractions committed under IC 9-19-10.
2	(b) The clerk shall collect a passenger restraint violation fee of
3	eighteen dollars (\$18) for each infraction committed under
4	IC 9-19-10.
5	SECTION 26. IC 33-37-5-32 IS ADDED TO THE INDIANA
6	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
7	[EFFECTIVE JULY 1, 2009]: Sec. 32. (a) This section applies to
8	infractions committed under IC 9-24-19-1.
9	(b) The clerk shall collect a driving while a license is suspended
10	fee of eighteen dollars (\$18) for each infraction committed under
11	IC 9-24-19-1.
12	SECTION 27. IC 33-37-5-33 IS ADDED TO THE INDIANA
13	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
14	[EFFECTIVE JULY 1, 2009]: Sec. 33. (a) This section applies to
15	misdemeanors committed under IC 9-30-5-2.
16	(b) The clerk shall collect an operating while intoxicated and
17	endangering a person fee of eighteen dollars (\$18) for each
18	misdemeanor committed under IC 9-30-5-2.
19	SECTION 28. IC 33-37-5-34 IS ADDED TO THE INDIANA
20	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
21	[EFFECTIVE JULY 1, 2009]: Sec. 34. (a) This section applies to
22	infractions committed under IC 9-21-8-32.
23	(b) The clerk shall collect a disregard for stop sign fee of
24	eighteen dollars (\$18) for each infraction committed under
25	IC 9-21-8-32.
26	SECTION 29. IC 33-37-5-35 IS ADDED TO THE INDIANA
27	CODE AS A NEW SECTION TO READ AS FOLLOWS
28	[EFFECTIVE JULY 1, 2009]: Sec. 35. (a) This section applies to
29	infractions committed under IC 9-21-3-7.
30	(b) The clerk shall collect a disregard of traffic signal fee of
31	eighteen dollars (\$18) for each infraction committed under
32	IC 9-21-3-7.
33	SECTION 30. IC 33-37-5-36 IS ADDED TO THE INDIANA
34	CODE AS A NEW SECTION TO READ AS FOLLOWS
35	[EFFECTIVE JULY 1, 2009]: Sec. 36. (a) This section applies to
36	misdemeanors committed under IC 9-30-5-1.
37	(b) The clerk shall collect an operating while intoxicated fee of
38	eighteen dollars (\$18) for each misdemeanor committed under
39	IC 9-30-5-1.
40	SECTION 31. IC 33-37-5-37 IS ADDED TO THE INDIANA
41	CODE AS A NEW SECTION TO READ AS FOLLOWS
42	[EFFECTIVE JULY 1, 2009]: Sec. 37. (a) This section applies to



1	infractions committed under IC 9-19-11-2.
2	(b) The clerk shall collect a child restraint violation fee of
3	eighteen dollars (\$18) for each infraction committed under
4	IC 9-19-11-2.
5	SECTION 32. IC 33-37-5-38 IS ADDED TO THE INDIANA
6	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
7	[EFFECTIVE JULY 1, 2009]: Sec. 38. (a) This section applies to
8	infractions committed under IC 9-21-8-41.
9	(b) The clerk shall collect a disregard of traffic control device
10	fee of eighteen dollars (\$18) for each infraction committed under
11	IC 9-21-8-41.
12	SECTION 33. IC 33-37-5-39 IS ADDED TO THE INDIANA
13	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
14	[EFFECTIVE JULY 1, 2009]: Sec. 39. (a) This section applies to
15	felonies committed under IC 9-30-5-3.
16	(b) The clerk shall collect a prior operating while intoxicated fee
17	of eighteen dollars (\$18) for each felony committed under
18	IC 9-30-5-3.
19	SECTION 34. IC 33-37-5-40 IS ADDED TO THE INDIANA
20	CODE AS A NEW SECTION TO READ AS FOLLOWS
21	[EFFECTIVE JULY 1, 2009]: Sec. 40. (a) This section applies to
22	infractions committed under IC 9-21-8-14.
23	(b) The clerk shall collect a following too closely fee of eighteen
24	dollars (\$18) for each infraction committed under IC 9-21-8-14.
25	SECTION 35. IC 33-37-5-41 IS ADDED TO THE INDIANA
26	CODE AS A NEW SECTION TO READ AS FOLLOWS
27	[EFFECTIVE JULY 1, 2009]: Sec. 41. (a) This section applies to
28	misdemeanors committed under IC 9-21-8-52.
29	(b) The clerk shall collect a reckless driving fee of eighteen
30	dollars (\$18) for each misdemeanor committed under IC 9-21-8-52.
31	SECTION 36. IC 33-37-5-42 IS ADDED TO THE INDIANA
32	CODE AS A NEW SECTION TO READ AS FOLLOWS
33	[EFFECTIVE JULY 1, 2009]: Sec. 42. (a) This section applies to
34	infractions committed under IC 9-21-8-11.
35	(b) The clerk shall collect an unsafe lane movement fee of
36 37	eighteen dollars (\$18) for each infraction committed under IC 9-21-8-11.
38	SECTION 37. IC 33-37-5-43 IS ADDED TO THE INDIANA
	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
39 40	[EFFECTIVE JULY 1, 2009]: Sec. 43. (a) This section applies to
41	infractions committed under IC 9-21-8-33.
41	(b) The clerk shall collect a yield sign violation fee for each
<b>→</b> ∠	(b) The Clerk shan conect a yield sign violation lee for each



1	infraction committed under IC 9-21-8-33.
2	SECTION 38. IC 33-37-5-44 IS ADDED TO THE INDIANA
3	CODE AS A NEW SECTION TO READ AS FOLLOWS
4	[EFFECTIVE JULY 1, 2009]: Sec. 44. (a) This section applies to
5	infractions committed under IC 9-21-8-21.
6	(b) The clerk shall collect an improper turn at intersection fee
7	of eighteen dollars (\$18) for each infraction committed under
8	IC 9-21-8-21.
9	SECTION 39. IC 33-37-5-45 IS ADDED TO THE INDIANA
10	CODE AS A NEW SECTION TO READ AS FOLLOWS
11	[EFFECTIVE JULY 1, 2009]: Sec. 45. (a) This section applies to
12	infractions committed under IC 9-21-8-4.
13	(b) The clerk shall collect a driving left of center fee of eighteen
14	dollars (\$18) for each infraction committed under IC 9-21-8-4.
15	SECTION 40. IC 33-37-5-46 IS ADDED TO THE INDIANA
16	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
17	[EFFECTIVE JULY 1, 2009]: Sec. 46. (a) This section applies to
18	misdemeanors and felonies under IC 35-48-4-15.
19	(b) The clerk shall collect an offense relating to controlled
20	substances while using a motor vehicle fee of eighteen dollars (\$18)
21	for each misdemeanor or felony committed under IC 35-48-4-15.
22	SECTION 41. IC 33-37-5-47 IS ADDED TO THE INDIANA
23	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
24	[EFFECTIVE JULY 1, 2009]: Sec. 47. (a) This section applies to
25	infractions committed under IC 9-21-4-12.
26	(b) The clerk shall collect a passing in a no passing zone fee of
27	eighteen dollars (\$18) for each infraction committed under
28	IC 9-21-4-12.
29	SECTION 42. IC 33-37-5-48 IS ADDED TO THE INDIANA
30	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
31	[EFFECTIVE JULY 1, 2009]: Sec. 48. (a) This section applies to
32	infractions committed under IC 9-21-8-2.
33	(b) The clerk shall collect a driving on the wrong side of the
34	road fee of eighteen dollars (\$18) for each infraction committed
35	under IC 9-21-8-2.
36	SECTION 43. IC 33-37-5-49 IS ADDED TO THE INDIANA
37	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
38	[EFFECTIVE JULY 1, 2009]: Sec. 49. (a) This section applies to
39	infractions committed under IC 9-21-8-9.
40	(b) The clerk shall collect a driving the wrong way on a one-way
41	road fee of eighteen dollars (\$18) for each infraction committed
42	under IC 9-21-8-9.



1	SECTION 44. IC 33-37-5-50 IS ADDED TO THE INDIANA
2	CODE AS A NEW SECTION TO READ AS FOLLOWS
3	[EFFECTIVE JULY 1, 2009]: Sec. 50. (a) This section applies to
4	infractions committed under IC 9-21-8-5.
5	(b) The clerk shall collect an improper passing fee of eighteen
6	dollars (\$18) for each infraction committed under IC 9-21-8-5.
7	SECTION 45. IC 33-37-5-51 IS ADDED TO THE INDIANA
8	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
9	[EFFECTIVE JULY 1, 2009]: Sec. 51. (a) This section applies to
0	infractions committed under IC 9-30-15-3.
1	(b) The clerk shall collect an open container fee of eighteen
12	dollars (\$18) for each infraction committed under IC 9-30-15-3.
13	SECTION 46. IC 33-37-5-52 IS ADDED TO THE INDIANA
14	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
15	[EFFECTIVE JULY 1, 2009]: Sec. 52. (a) This section applies to
16	infractions committed under IC 9-21-8-7.
7	(b) The clerk shall collect an improper passing to the left of the
8	center line fee of eighteen dollars (\$18) for each infraction
9	committed under IC 9-21-8-7.
20	SECTION 47. IC 33-37-5-53 IS ADDED TO THE INDIANA
21	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
22	[EFFECTIVE JULY 1, 2009]: Sec. 53. (a) This section applies to
23	misdemeanors committed under IC 9-30-5-1(c).
24	(b) The clerk shall collect an operating a vehicle with a
25	controlled substance fee of eighteen dollars (\$18) for each
26	misdemeanor committed under IC 9-30-5-1(c).
27	SECTION 48. IC 33-37-5-54 IS ADDED TO THE INDIANA
28	CODE AS A NEW SECTION TO READ AS FOLLOWS
29	[EFFECTIVE JULY 1, 2009]: Sec. 54. (a) This section applies to
30	felonies committed under IC 9-30-5-4.
31	(b) The clerk shall collect an operating a vehicle while
32	intoxicated resulting in injury fee of eighteen dollars (\$18) for each
33 34	felony committed under IC 9-30-5-4.
	SECTION 49. IC 33-37-5-55 IS ADDED TO THE INDIANA
35	CODE AS A NEW SECTION TO READ AS FOLLOWS
36	[EFFECTIVE JULY 1, 2009]: Sec. 55. (a) This section applies to
37	misdemeanors and felonies committed under IC 9-26-1-1(1).
38 39	(b) The clerk shall collect a failure to stop at an accident fee of
10	eighteen dollars (\$18) for each misdemeanor or felony committed under IC 9-26-1-1(1).
+0 <b>1</b> 1	SECTION 50. IC 33-37-5-56 IS ADDED TO THE INDIANA
+1 <b>1</b> 2	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
τ∠	CODE AS A MEN SECTION TO READ AS FOLLOWS



1	[EFFECTIVE JULY 1, 2009]: Sec. 56. (a) This section applies to
2	infractions committed under IC 9-30-5-8.5.
3	(b) The clerk shall collect a zero (0) tolerance for individuals less
4	than twenty-one (21) years of age who drive under the influence fee
5	of eighteen dollars (\$18) for each infraction committed under
6	IC 9-30-5-8.5.
7	SECTION 51. IC 33-37-7-2, AS AMENDED BY P.L.122-2008,
8	SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9	JULY 1, 2009]: Sec. 2. (a) The clerk of a circuit court shall distribute
10	semiannually to the auditor of state as the state share for deposit in the
11	state general fund seventy percent (70%) of the amount of fees
12	collected under the following:
13	(1) IC 33-37-4-1(a) (criminal costs fees).
14	(2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
15	(3) IC 33-37-4-3(a) (juvenile costs fees).
16	(4) IC 33-37-4-4(a) (civil costs fees).
17	(5) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
18	(6) IC 33-37-4-7(a) (probate costs fees).
19	(7) IC 33-37-5-17 (deferred prosecution fees).
20	(b) The clerk of a circuit court shall distribute semiannually to the
21	auditor of state for deposit in the state user fee fund established in
22	IC 33-37-9-2 the following:
23	(1) Twenty-five percent (25%) of the drug abuse, prosecution,
24	interdiction, and correction fees collected under
25	IC 33-37-4-1(b)(5).
26	(2) Twenty-five percent (25%) of the alcohol and drug
27	countermeasures fees collected under IC 33-37-4-1(b)(6),
28	IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
29	(3) Fifty percent (50%) of the child abuse prevention fees
30	collected under IC 33-37-4-1(b)(7).
31	(4) One hundred percent (100%) of the domestic violence
32	prevention and treatment fees collected under IC 33-37-4-1(b)(8).
33	(5) One hundred percent (100%) of the highway work zone fees
34	collected under IC 33-37-4-1(b)(9) and IC 33-37-4-2(b)(5).
35	(6) One hundred percent (100%) of the safe schools fee collected
36	under IC 33-37-5-18.
37	(7) One hundred percent (100%) of the automated record keeping
38	fee (IC 33-37-5-21).
39	(c) The clerk of a circuit court shall distribute monthly to the county
40	auditor the following:
41	(1) Seventy-five percent (75%) of the drug abuse, prosecution,
42	interdiction, and correction fees collected under



1	IC 33-37-4-1(b)(5).
2	(2) Seventy-five percent (75%) of the alcohol and drug
3	countermeasures fees collected under IC 33-37-4-1(b)(6),
4	IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
5	The county auditor shall deposit fees distributed by a clerk under this
6	subsection into the county drug free community fund established under
7	IC 5-2-11.
8	(d) The clerk of a circuit court shall distribute monthly to the county
9	auditor fifty percent (50%) of the child abuse prevention fees collected
10	under IC 33-37-4-1(b)(7). The county auditor shall deposit fees
11	distributed by a clerk under this subsection into the county child
12	advocacy fund established under IC 12-17-17.
13	(e) The clerk of a circuit court shall distribute monthly to the county
14	auditor one hundred percent (100%) of the late payment fees collected
15	under IC 33-37-5-22. The county auditor shall deposit fees distributed
16	by a clerk under this subsection as follows:
17	(1) If directed to do so by an ordinance adopted by the county
18	fiscal body, the county auditor shall deposit forty percent (40%)
19	of the fees in the clerk's record perpetuation fund established
20	under IC 33-37-5-2 and sixty percent (60%) of the fees in the
21	county general fund.
22	(2) If the county fiscal body has not adopted an ordinance
23	described in subdivision (1), the county auditor shall deposit all
24	the fees in the county general fund.
25	(f) The clerk of the circuit court shall distribute semiannually to the
26	auditor of state for deposit in the sexual assault victims assistance
27	account established by IC 5-2-6-23(h) one hundred percent (100%) of
28	the sexual assault victims assistance fees collected under
29	IC 33-37-5-23.
30	(g) The clerk of a circuit court shall distribute monthly to the county
31	auditor the following:
32	(1) One hundred percent (100%) of the support and maintenance
33	fees for cases designated as non-Title IV-D child support cases in
34	the Indiana support enforcement tracking system (ISETS)
35	collected under IC 33-37-5-6.
36	(2) The percentage share of the support and maintenance fees for
37	cases designated as Title IV-D child support cases in ISETS
38	collected under IC 33-37-5-6 that is reimbursable to the county at
39	the federal financial participation rate.
40	The county clerk shall distribute monthly to the office of the secretary
41	of family and social services the percentage share of the support and
42	maintenance fees for cases designated as Title IV-D child support cases



1	in ISETS collected under IC 33-37-5-6 that is not reimbursable to the
2	county at the applicable federal financial participation rate.
3	(h) The clerk of a circuit court shall distribute monthly to the county
4	auditor the following:
5	(1) One hundred percent (100%) of the small claims service fee
6	under IC 33-37-4-6(a)(1)(B) or IC 33-37-4-6(a)(2) for deposit in
7	the county general fund.
8	(2) One hundred percent (100%) of the small claims garnishee
9	service fee under IC 33-37-4-6(a)(1)(C) or IC 33-37-4-6(a)(3) for
10	deposit in the county general fund.
11	(i) This subsection does not apply to court administration fees
12	collected in small claims actions filed in a court described in IC 33-34.
13	The clerk of a circuit court shall semiannually distribute to the auditor
14	of state for deposit in the state general fund one hundred percent
15	(100%) of the following:
16	(1) The public defense administration fee collected under
17	IC 33-37-5-21.2.
18	(2) The judicial salaries fees collected under IC 33-37-5-26.
19	(3) The DNA sample processing fees collected under
20	IC 33-37-5-26.2.
21	(4) The court administration fees collected under IC 33-37-5-27.
22	(j) The clerk of a circuit court shall semiannually distribute to the
23	auditor of state for deposit in the judicial branch insurance adjustment
24	account established by IC 33-38-5-8.2 one hundred percent (100%) of
25	the judicial insurance adjustment fee collected under IC 33-37-5-25.
26	(k) The proceeds of the service fee collected under
27	IC 33-37-5-28(b)(1) or IC 33-37-5-28(b)(2) shall be distributed as
28	follows:
29	(1) The clerk shall distribute one hundred percent (100%) of the
30	service fees collected in a circuit, superior, county, or probate
31	court to the county auditor for deposit in the county general fund.
32	(2) The clerk shall distribute one hundred percent (100%) of the
33	service fees collected in a city or town court to the city or town
34	fiscal officer for deposit in the city or town general fund.
35	(1) The proceeds of the garnishee service fee collected under
36	IC 33-37-5-28(b)(3) or IC 33-37-5-28(b)(4) shall be distributed as
37	follows:
38	(1) The clerk shall distribute one hundred percent (100%) of the
39	garnishee service fees collected in a circuit, superior, county, or
40	probate court to the county auditor for deposit in the county
41	general fund.
42	(2) The clerk shall distribute one hundred percent (100%) of the



1	garnishee service fees collected in a city or town court to the city	
2	or town fiscal officer for deposit in the city or town general fund.	
3	(m) The clerk of a circuit court shall distribute monthly to the	
4	auditor of state:	
5	(1) the speeding violation fee collected under IC 33-37-5-30;	
6	(2) the passenger restraint violation fee collected under	
7	IC 33-37-5-31;	
8	(3) a driving while a license is suspended fee under	
9	IC 33-37-5-32;	
10	(4) an operating while intoxicated and endangering a person	
11	fee under IC 33-37-5-33;	
12	(5) a disregard for stop sign fee under IC 33-37-5-34;	
13	(6) a disregard of traffic signal fee under IC 33-37-5-35;	
14	(7) an operating while intoxicated fee under IC 33-37-5-36;	
15	(8) a child restraint violation fee under IC 33-37-5-37;	
16	(9) a disregard of traffic control device fee under	
17	IC 33-37-5-38;	
18	(10) a prior operating while intoxicated fee under	
19	IC 33-37-5-39;	
20	(11) a following too closely fee under IC 33-37-5-40;	
21	(12) a reckless driving fee under IC 33-37-5-41;	
22	(13) an unsafe lane movement fee under IC 33-37-5-42;	
23	(14) a yield sign violation fee under IC 33-37-5-43;	
24	(15) an improper turn at intersection fee under IC 33-37-5-44;	
25	(16) a driving left of center fee under IC 33-37-5-45;	
26	(17) an offense relating to controlled substances while using	
27	a motor vehicle fee under IC 33-37-5-46;	
28	(18) a passing in a no passing zone fee under IC 33-37-5-47;	V
29	(19) a driving on the wrong side of the road fee under	
30	IC 33-37-5-48;	
31	(20) a driving the wrong way on a one-way road fee	
32	IC 33-37-5-49;	
33	(21) an improper passing fee under IC 33-37-5-50;	
34	(22) an open container fee under IC 33-37-5-51;	
35	(23) an improper passing to the left of the center line fee	
36	under IC 33-37-5-52;	
37	(24) an operating a vehicle with a controlled substance fee	
38	under IC 33-37-5-53;	
39	(25) an operating a vehicle while intoxicated resulting in	
40	injury fee under IC 33-37-5-54;	
41	(26) a failure to stop at an accident fee under IC 33-37-5-55;	
12	and	



1	(27) a zero (0) tolerance for individuals less than twenty-one
2	(21) years of age who drive under the influence fee under
3	IC 33-37-5-56;
4	for deposit in the trauma care hospital fund established by
5	IC 16-21-10-2.

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